

No. 9(1)-81-8Lab/298.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s The Central Co-op. Consumer Store Ltd., Bahadurgarh.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 186 of 80

between

SHRI SIRI BHAGWAN, WORKMAN AND THE MANAGEMENT OF M/S BAHADURGARH
CENTRAL CO-OP. CONSUMER STORE LTD., BAHADUR GARH.

Present :—

Shri Dan Singh, for the workman.

No one, for the Management.

AWARD

This reference No. 186 of 1980 has been referred to this court by the Hon'ble Governor,—vide his order No. ID/RTK/105-80/45845, dated 27th August, 1980, under section 10(i)(c) of the Industrial Disputes Act, for adjudication of the dispute existing between Shri Siri Bhagwan, workman and the management of M/s Bahadurgarh Central Co-op. Consumer, Store Ltd., Bahadurgarh. The term of the reference was :—

“Whether the termination of services of Shri Siri Bhagwan was justified and in order? If not to what relief is he entitled?”

On the receipt of the order of reference notices as usual were sent to the parties. The workman appeared through his authorised representative but no one appeared on behalf of the management. The management was again issued a fresh notice for 11th November, 1980 under registered cover. On this date of hearing also no one appeared on behalf of the management and the management was proceeded against *ex parte*. *Ex parte* evidence of the workman was recorded and closed on 13th November, 1980. The workman was examined as sole witness and deposed that he was appointed as helper with the respondent on 26th February, 1980 on a monthly salary of Rs. 301.52 paise through the employment exchange. His services were terminated by the General Manager illegally on 7th May, 1980. He was reinstated on 24th June, 1980 but was not paid wages for the intervening period, i. e., 7th May, 1980 to 23rd June, 1980.

As the management has not cared to defend themselves against the demand raised by the workman upon them and chosen not to participate in the proceedings, the statement of the workman recorded on oath and also made in *ex parte* proceedings as to be relief upon. As the workman has been reinstated by the management on 24th June, 1980 but has not been paid wages for the intervening period for which he is legally entitled alongwith his reinstatement as a normal rule. The back wages for which he is entitled @ 301.52 paise P. M. amounts to Rs 475. The reference is answered and returned accordingly. No order as to costs.

Dated the 6th November, 1980

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana, Rohtak.

Endorsement No. 117, dated the 1st January, 1981

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana Rohtak.